

REDACTED VERSION OF EXHIBIT 22 SOUGHT TO BE FILED UNDER SEAL

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

WAYMO LLC,)
Plaintiff,)
vs.) Case No.
UBER TECHNOLOGIES, INC.;) 3:17-cv-000939-WHA
OTTOMOTTO LLC; OTTO TRUCKING,)
INC.,)
Defendants.)
_____)

HIGHLY CONFIDENTIAL - ATTORNEYS' EYES ONLY

VIDEOTAPED DEPOSITION OF KRISTINN GUDJONSSON
Palo Alto, California
Friday, July 28, 2017
Volume I

Reported by:
CARLA SOARES
CSR No. 5908
JOB No. 2665814

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1 BY MR. TAKASHIMA: 11:13:08

2 Q Do you understand that what used to be

3 Project Chauffeur has become Waymo?

4 A Yes.

5 Q If I use the term "Waymo," will you 11:13:13

6 understand that to include Project Chauffeur before?

7 A Yes.

8 MR. BAKER: Let me just clarify, also,

9 Counsel, for the record, that my previous objections

10 were attorney-client privilege and work product. 11:13:22

11 MR. TAKASHIMA: Thank you.

12 Q Was the investigation of Anthony

13 Levandowski [REDACTED]

14 [REDACTED]?

15 MR. BAKER: You can answer that yes or no. 11:13:52

16 THE WITNESS: Yes.

17 BY MR. TAKASHIMA:

18 Q Are you aware of any investigations of

19 [REDACTED]

20 [REDACTED]? 11:14:08

21 MR. BAKER: You can answer that yes or no.

22 THE WITNESS: No.

23 BY MR. TAKASHIMA:

24 Q What was your first involvement in the

25 investigation of Anthony Levandowski? 11:14:22

1 [REDACTED] 14:54:57

2 Do you see that?

3 A Yes.

4 Q What does that mean?

5 A It means that [REDACTED] 14:54:59

6 [REDACTED]

7 [REDACTED]

8 [REDACTED]

9 [REDACTED]

10 [REDACTED] 14:55:17

11 [REDACTED]

12 [REDACTED]

13 Q [REDACTED]

14 [REDACTED]

15 [REDACTED] 14:55:33

16 [REDACTED]

17 [REDACTED]

18 [REDACTED]

19 [REDACTED]

20 [REDACTED] 14:55:48

21 [REDACTED]

22 [REDACTED]

23 [REDACTED]

24 [REDACTED]

25 [REDACTED] 14:56:09

1 [REDACTED] 14:56:10

2 [REDACTED]

3 [REDACTED]

4 [REDACTED]

5 [REDACTED] 14:56:25

6 [REDACTED]

7 [REDACTED]

8 [REDACTED]

9 [REDACTED]

10 [REDACTED] 14:56:43

11 [REDACTED]

12 [REDACTED]

13 [REDACTED]

14 [REDACTED]

15 [REDACTED] 14:57:02

16 [REDACTED]

17 [REDACTED]

18 [REDACTED]

19 [REDACTED]

20 [REDACTED] 14:57:20

21 [REDACTED]

22 [REDACTED]

23 Q And is that typically examined during

24 forensic investigations?

25 A Yes. 14:57:33

1 Q Why? 14:57:33

2 [REDACTED]

3 [REDACTED]

4 [REDACTED]

5 [REDACTED] 14:57:44

6 [REDACTED]

7 [REDACTED]

8 [REDACTED]

9 [REDACTED]

10 [REDACTED] 14:57:59

11 [REDACTED]

12 [REDACTED]

13 [REDACTED]

14 [REDACTED]

15 [REDACTED] 14:58:08

16 [REDACTED]

17 [REDACTED]

18 [REDACTED]

19 Q Very logical.

20 Moving down to paragraph 10, there's a 14:58:25

21 reference to [REDACTED].

22 A Yes.

23 Q What is [REDACTED]?

24 [REDACTED]

25 [REDACTED] 14:58:33

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1 [REDACTED] 14:58:43

2 [REDACTED]

3 [REDACTED]

4 Q So Mr. Brown's declaration says that [REDACTED]

5 [REDACTED] 14:59:08

6 [REDACTED]

7 Is that the -- can you explain what that

8 means?

9 [REDACTED]

10 [REDACTED] 14:59:24

11 [REDACTED]

12 [REDACTED]

13 [REDACTED]

14 [REDACTED]

15 [REDACTED] 14:59:38

16 [REDACTED]

17 [REDACTED] [REDACTED]

18 [REDACTED]

19 [REDACTED]

20 [REDACTED] 14:59:54

21 [REDACTED]

22 [REDACTED]

23 [REDACTED]

24 [REDACTED]

25 [REDACTED] 15:00:06

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1	[REDACTED]	[REDACTED]	15:00:09
2	[REDACTED]	[REDACTED]	
3	[REDACTED]		
4	[REDACTED]		
5		[REDACTED]	15:00:24
6	[REDACTED]	[REDACTED]	
7	[REDACTED]	[REDACTED]	
8	[REDACTED]	[REDACTED]	
9	[REDACTED]	[REDACTED]	
10	[REDACTED]	[REDACTED]	15:00:34
11	[REDACTED]	[REDACTED]	
12		[REDACTED]	
13	[REDACTED]		
14	[REDACTED]		
15	[REDACTED]		15:00:52
16		[REDACTED]	
17	[REDACTED]		
18	[REDACTED]		
19		[REDACTED]	
20	[REDACTED]		15:01:09
21	[REDACTED]		
22	[REDACTED]		
23		[REDACTED]	
24	[REDACTED]		
25	[REDACTED]		15:01:21

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1	[REDACTED]	15:01:24
2	[REDACTED]	
3	[REDACTED]	
4	[REDACTED]	
5	[REDACTED]	15:01:39
6	[REDACTED]	
7	[REDACTED]	
8	[REDACTED]	
9	[REDACTED]	
10	[REDACTED]	15:01:54
11	[REDACTED]	
12	[REDACTED]	
13	[REDACTED]	
14	[REDACTED]	
15	[REDACTED]	15:02:10
16	[REDACTED]	
17	[REDACTED]	
18	[REDACTED]	
19	[REDACTED]	
20	[REDACTED]	15:02:24
21	[REDACTED]	
22	[REDACTED]	
23	[REDACTED]	
24	[REDACTED]	
25	[REDACTED]	15:02:46

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1	[REDACTED]	15:02:51
2	[REDACTED]	
3	[REDACTED]	
4	[REDACTED]	
5	[REDACTED]	15:03:03
6	[REDACTED]	
7	[REDACTED]	
8	[REDACTED]	
9	[REDACTED]	
10	[REDACTED]	15:03:20
11	[REDACTED]	
12	[REDACTED]	
13	[REDACTED]	
14	[REDACTED]	
15	[REDACTED]	15:03:35
16	[REDACTED]	
17	[REDACTED]	
18	[REDACTED]	
19	[REDACTED]	
20	[REDACTED]	15:03:44
21	[REDACTED]	
22	[REDACTED]	
23	[REDACTED]	
24	[REDACTED]	
25	[REDACTED]	15:04:05

1 today, you are not aware of any evidence that 15:29:57

2 Mr. Levandowski copied files off the computer before

3 it was reimaged?

4 MR. BAKER: Objection to form.

5 THE WITNESS: I can only tell you what's 15:30:06

6 in the declaration here, what we see here.

7 BY MR. TAKASHIMA:

8 Q To your knowledge, has there been any

9 investigation of Mr. Levandowski's e-mail account at

10 Google? 15:30:53

11 A I'm not sure.

12 Q To your knowledge, has anybody connected

13 with an investigation reviewed the contents of

14 Mr. Levandowski's e-mail account at Google?

15 A I'm not sure. 15:31:05

16 Q Who would know?

17 A Lawyers.

18 Q Would anybody else in digital forensics

19 know?

20 A Potentially, but probably not. It 15:31:22

21 probably would have been me if that check was made.

22 Q Have you conducted -- been involved in any

23 review of Mr. Levandowski's workstation from Google?

24 A The workstation, no.

25 Q Has anybody else from digital forensics 15:31:42

1 conducted that investigation? 15:31:44

2 A No.

3 Q Has anybody looked at Mr. Levandowski's

4 workstation?

5 A Not to my knowledge. 15:31:49

6 Q Has the workstation been preserved?

7 A Not to my knowledge.

8 Q Okay. Has it been deleted?

9 A I'm not sure. I would have to go check.

10 Q Did you ever discuss with anybody 15:32:07

11 investigating Mr. Levandowski's workstation?

12 MR. BAKER: Again, I just want to caution

13 the witness not to disclose any communications that

14 he's had with attorneys.

15 If you have a question, we can go outside. 15:32:22

16 MR. TAKASHIMA: Do you want to take a

17 break?

18 THE WITNESS: Yes. Let's do that.

19 THE VIDEO OPERATOR: We are now going off

20 the record, and the time is 3:32. 15:32:31

21 (Recess, 3:32 p.m. - 3:39 p.m.)

22 THE VIDEO OPERATOR: We're now going back

23 on the record, and the time is 3:39.

24 BY MR. TAKASHIMA:

25 Q Did you ever discuss with anybody whether 15:39:05

1 I, the undersigned, a Certified Shorthand
2 Reporter of the State of California, do hereby
3 certify:

4 That the foregoing proceedings were taken
5 before me at the time and place herein set forth;
6 that any witnesses in the foregoing proceedings,
7 prior to testifying, were administered an oath; that
8 a record of the proceedings was made by me using
9 machine shorthand which was thereafter transcribed
10 under my direction; that the foregoing transcript is
11 a true record of the testimony given.

12 Further, that if the foregoing pertains to
13 the original transcript of a deposition in a Federal
14 Case, before completion of the proceedings, review
15 of the transcript [] was [X] was not requested.

16 I further certify I am neither financially
17 interested in the action nor a relative or employee
18 of any attorney or any party to this action.

19 IN WITNESS WHEREOF, I have this date
20 subscribed my name.

21 Dated: 7/29/2017

22
23 

24 CARLA SOARES

25 CSR No. 5908